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July 14, 2008

Michael Bond  
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(Via email and FedEx)

Re: *State of Oklahoma v. Tyson et al.*, No. 05-CV-0329-GKF-SAJ

Dear Michael:

Pursuant to the Court's order of January 5, 2007 (Dkt. 1016), and without waiving our objections, we are today FedExing to you STOK-CD85, along with an index of documents being produced.

STOK 56122 is a privileged communication which was included in the documents at the time they were numbered. Rather than renumber the documents and perhaps cause later confusion, I have listed it on the index as a privileged communication.

As I have stated before, while the production of documents related to the Oklahoma Scenic Rivers Commission may be covered by other discovery from the Defendants, it is not subject to the Court's January 5, 2007 Order or the Court's Order which requires expedited production of the results of the analysis of data collected by the State's retained experts.

Should you have any questions concerning this production, please do not hesitate to call.

Sincerely,



Louis W. Bullock

RECEIVED

JUL 15 2008

Exhibit J

Kutak Rock-Fayetteville

State of Oklahoma v. Tyson, et al.  
Plaintiff's Document Production Index  
For documents produced July 14, 2008

STOK 56122	Letter from Jimmy Givens, General Counsel, ODEQ, to Kelly Burch, re: bacteria sampling  ATTORNEY CLIENT PRIVILEGE	Deleted from production – Atty Client Privilege
STOK 56123	Total coliform data and graph from 5/28/08 sampling	STOK-CD85
STOK 56124-56156	Quality Assurance Project Plan (QAPP) for Illinois River Bacteria Monitoring FY 08/09 106 CA#1-006400-08 Proj. 17 Prepared by Oklahoma Scenic Rivers Commission June 2008  (Duplicate of STOK 55835-55867 produced July 3, 2008 on STOK-CD83)	STOK-CD85
STOK 56157-56161	Illinois River Bacteria Monitoring Project (8/07)	STOK-CD85
STOK 56162-56165	Illinois River Bacteria Monitoring Project Feasibility Consideration (9/06)	STOK-CD85
STOK 56166	How to Safely Enjoy the Illinois River	STOK-CD85
STOK 56167-56168	WATER – Swimming in the Illinois River fact sheet (1/7/08 draft)	STOK-CD85
STOK 56169	News Release – DEQ Recommends Caution on Lakes, Rivers and Streams (5/20/08)	STOK-CD85